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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **NAKASUJI, Mamoru et al.**

Serial No.: **09/891,611**

Group Art Unit: **2881**

Filed: **June 27, 2001**

Examiner: **Jack I. BERMAN**

P.T.O. Confirmation No.: 8874

For: **INSPECTION SYSTEM BY CHARGED PARTICLE BEAM AND METHOD OF  
MANUFACTURING DEVICES USING THE SYSTEM**

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Date: September 8, 2003

Sir:

This paper is submitted in response to the Official Action dated **August 7, 2003**.

In the Action, restriction is required between Group (I), Claims 1-14, 29-50, 70, 83-85, 88-93 and 100; Group (II), Claims 15-23, 71-75, 99, 102 and 103; Group (III), Claims 24-28, 86 and 87; Group (IV), Claims 51-55, 94, 95 and 101; Group (V), Claims 56-60 and 96; Group (VI), Claims 61-65, 82, 97 and 98; Group (VII), Claims 66-69 and Group (VIII), Claims 76-81 and 104.

Applicants hereby elect the subject matter of Group (I), Claims 1-14, 29-50, 70, 83-85, 88-93 and 100 for prosecution in this application. This election is made without traverse, it being understood that the applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

In the event any additional fees are required in connection with this response, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

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PATENT TRADEMARK OFFICE